#### **MINUTES**

# UTAH MARRIAGE AND FAMILY THERAPY BOARD MEETING And RULES HEARING

**December 14, 2007** 

Room 402 – 4<sup>th</sup> Floor – 9:00 A.M. Heber Wells Building Salt Lake City, UT 84111

**CONVENED:** 9:10 A.M. **ADJOURNED:** 1:05 P.M. Noel Taxin **Bureau Manager: Board Secretary:** Karen McCall **Board Members Present:** James M. Harper, Chairperson Richard Nielsen Karen Feinauer Lanae Valentine Jean N. Soderquist Lane Peirce **Guests: DOPL Staff Present:** David Stanley, Division Director Ray Walker, Division Compliance and Regulation Officer Lee Avery, Board Secretary **DECISIONS AND RECOMMENDATIONS TOPICS FOR DISCUSSION** 

ADMINISTRATIVE BUSINESS:

**MINUTES:** The minutes from the September 14, 2007 Board

meeting were read.

Dr. Nielsen made a motion to approve the minutes as read. Ms. Feinauer seconded the motion. **The Board** 

vote was unanimous.

**APPOINTMENTS:** 

9:30 A.M. to 10:00 A.M.

Brita Peirce, Supervision Review Ms. Peirce met with the Board to discuss her

Page 2 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

supervision. Mr. Peirce attended the appointment.

Board members and Division staff were introduced to Ms. Peirce.

Ms. Peirce informed the Board that she developed a packet for the Board to review. She distributed a copy to each Board member.

Ms. Taxin explained that the main issue is that Ms. Peirce's supervisor was an LCSW and not an MFT, Utah MFT approved supervisor or an AAMFT supervisor. She stated that Ms. Peirce requested to meet with the Board for discussion and clarification of her supervision.

Dr. Harper clarified that Ms. Peirce applied for MFT licensure in Utah by endorsement but had not been licensed in California for 3 years immediately prior to submitting her application and did not meet endorsement requirements. He asked if she is now requesting the Board to consider her LCSW supervision for MFT licensure.

Ms. Peirce responded that Dr. Harper is correct.

Ms. Taxin explained to Ms. Peirce and the Board that she agreed to transfer the application from endorsement to the regular MFT application. She explained that she could have denied the endorsement application and required Ms. Peirce to apply for the regular MFT licensure. Ms. Taxin explained that Ms. Peirce has met the required COAMFTE accredited education. Ms. Taxin informed the Board that supervision under Carla Hand for 480 total hours will count but the majority of the hours were under Elvira Pan, the LCSW. She stated that when Ms. Peirce was notified that the LCSW supervised hours would not count she requested to meet with the Board.

Ms. Peirce informed the Board that her husband received employment in Utah in July 2007 and she had to leave a position that she loved to move to Utah. She stated that it has been difficult for her to not be working in the MFT field. She stated that she has

Page 3 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

completed the hours required by Utah and is confident in her abilities to practice safely. She stated that in addition to weekly supervision she attended group supervision with other professionals, including MFT's. Ms. Peirce explained that she passed the 2 examinations required by California but she understands California Laws are different from Utah Laws. Ms. Peirce explained that Elvira Pan has been licensed over 2 years and has met the California supervision requirements by completing over 48 hours of supervision courses and training. She stated that she did not understand why Ms. Pan would not qualify as a supervisor for Utah requirements. Ms. Peirce stated that Ms. Pan would not send her transcripts as she believed it to be boundary issue.

Ms. Taxin explained that she requested Ms. Peirce to obtain Ms. Pan's transcripts to prove her education meets Utah requirements.

Dr. Harper commented that he can understand how Ms. Pan might be offended but supervisors must meet Utah requirements for the supervision hours to count toward MFT licensure.

Ms. Peirce commented that she read the Rules regarding LCSW's being allowed to supervise and then she was informed that the other mental health therapists could not meet the qualifications for supervision and now the Board is considering changing the Rules to require only a Utah approved MFT supervisor or an AAMFT approved supervisor. She stated that Arizona will accept LCSW supervisors.

Dr. Harper responded that Ms. Peirce is correct in that other mental health therapists do not meet the requirements as outlined in the Rules. He explained that the Rules were opened up to try to assist other mental health therapists to supervise MFT's but the Board has determined that the requirements could not be met and are in the process of changing the Rules back to requiring a Utah MFT approved supervisor or an AAMFT approved supervisor. Dr. Harper stated that licenses do not transfer across State lines and sometimes obtaining licensure in a different State is

Page 4 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

difficult. He stated that the endorsement requirements were put in place to assist those who have been licensed for a period of time.

Ms. Peirce stated that she believes she could request one of the MFT supervisors to complete the paperwork to document adequate supervision took place.

Dr. Harper commented that in licensure settings the verification of hours is very important. He stated that there have been many applicants who have met with the Board who have stated that their supervision was adequate but without the paperwork to document the Board has no way to verify if supervision was appropriate or not.

Following additional discussion Dr. Harper stated that Ms. Peirce is requesting the Utah Board to make an exception to the Utah Laws and Rules. He stated that in order to consider an exception Ms. Peirce would need to submit additional information in the form of transcripts and course syllabi for the education Ms. Pan received and the additional courses she has completed to be a supervisor.

Ms. Taxin stated that she spoke with Mr. Peirce at length and stressed the importance of submitting the transcripts and course descriptions or syllabi.

Mr. Peirce responded that he did call and talk with Ms. Taxin but did not document the phone call so is unable to address what was discussed or requested.

Dr. Harper stated that the Board understands that Ms. Pan completed education and additional courses but Ms. Peirce has not submitted sufficient information for the Board to determine if Ms. Pan meets Utah requirements to be an MFT supervisor. He stated that upon receiving the additional information the Board would review it and consider accepting the hours under Ms. Pan.

Ms. Taxin reminded Ms. Peirce again that the Board would need Ms. Pan's transcripts and course descriptions to review.

Page 5 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

Ms. Peirce responded that she would get the information to Ms. Taxin today before the meeting has finished. Ms. Peirce left the meeting.

Ms. Taxin stated that she was confused as the Board could have reviewed the documentation if it had been submitted and now Ms. Peirce is saying Ms. Pan took additional courses and Ms. Peirce will submit that documentation today. Ms. Taxin stated that she has held Ms. Peirce's application beyond the allotted time and will need to set a firm deadline for documentation to be submitted.

Dr. Harper informed Ms. Peirce that the Board has the option to accept a portion of the hours completed under Ms. Pan if the documentation meets Utah requirements but also, if the documentation does not meet Utah's requirements, the Board has the option to deny all hours completed under Ms. Pan.

Ms. Taxin informed the Board that she gave Ms. Peirce the option of requesting the application type be changed to MFT Intern to complete the hours. She stated that she informed Ms. Peirce that if she declined that offer and met with the Board and if the Board would not accept the hours then the application would be denied. Ms. Taxin stated she explained to Ms. Peirce that if the application was denied she would have to submit a complete application for the MFT Intern and submit the application fee to complete any deficient hours. Ms. Taxin reminded that Board that they would have to be sure Ms. Peirce has verified clearly that Ms. Pan's education meets Utah requirements as a supervisor or they could not accept any of the hours.

Ms. Peirce returned to the meeting. She submitted a faxed copy of Ms. Pan's transcripts and documentation of completing courses in clinical supervision.

Dr. Harper asked if there were any handouts faxed.

Page 6 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

Ms. Peirce responded that there were handouts but Ms. Pan did not want to fax them right now and would mail them later if the Board needs them.

Dr. Harper stated that there is no way to verify content of courses with only a title. He stated that the Board would need all additional information as they will have to go down the list of courses to be certain Ms. Pan has met the requirements as listed in the Utah Rules.

Dr. Nielsen stated that there is a difference between supervision courses and CE supervision courses. He stated that CE supervision courses are usually before a larger audience and are not as individual as the supervision courses would be.

Ms. Taxin stated that the additional courses for supervision should be on the transcripts.

Ms. Peirce responded that the courses will not be on the transcripts as they were not offered 25 years ago when Ms. Pan completed her education requirements. She stated that these courses are taught by MFT's and are approved by the California Board. She stated that if they were not viable courses they would not have been approved by California. She stated that the California Board approves all CE programs.

Dr. Harper stated again that the Board is unable to accept the word of someone that requirements have been met. He stated that the Board is unable to justify accepting without any documentation to verify.

Ms. Peirce questioned if the Rules are in the process of being changed after December 24, 2007 Ms. Pan would no longer meet the requirements.

Ms. Taxin stated that if Ms. Pan is able to submit the information then it will be reviewed and the December 24, 2007 deadline will not be enforced for her application. She stated that if the information is not submitted then the application would be denied.

Page 7 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

Ms. Peirce asked if she would have to wait until March to sit for the AMFTRB examination. She stated that the Division had held up her application so she was unable to register for the January 2008 examination.

Ms. Taxin responded that the Division did not hold up her application, that Ms. Peirce was invited to the September 14, 2007 meeting and she chose not to attend because of prior commitments. Ms. Taxin stated that additionally she believed Ms. Peirce has missed the December registration deadline. She stated that Ms. Peirce could apply for the MFT Intern license and go to work until the examination and supervision issue have been resolved.

Ms. Peirce responded that she will not apply for the MFT Intern license. She asked if Ms. Taxin could call the examination entity to try to get her into the next examination

Ms. Taxin stated that she could make a call but could not make any promises. Ms. Taxin asked why Ms. Peirce did not have one of the MFT supervisor's fill out the form if one of them supervised her.

Ms. Peirce responded that the MFT supervisor's were in group supervision only and one MFT supervisor was over Ms. Pan. She stated that when Ms. Pan was unavailable then the MFT supervisor covered for her. She stated the MFT's will sign off her hours.

Ms. Taxin asked for Ms. Peirce to submit the documentation by the end of January 2008. She stated that there should be a letter explaining the change from the LCSW supervisor to the MFT supervisor.

Ms. Peirce left the meeting.

Ms. McCall stated that she e-mailed PES regarding registering Ms. Peirce for the AMFTRB examination and PES has agreed to allow her to register if the registration is received at PES by

Page 8 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

#### 10:30 A.M. RULES HEARING

#### January 2, 2008.

Ms. Taxin again informed the Board that Ms. Peirce had an appointment to meet with the Board in September but called to cancel as she was unable to keep the appointment. She stated that Ms. Peirce had requested the Board be called for a special meeting to review her application but Ms. Taxin informed Ms. Peirce that she could not have the Board meet just for Ms. Peirce. Ms. Taxin stated that she would contact Ms. Peirce regarding submitting the supervision information by Monday, December 17, 2007, by 5:00 pm and if the additional information is submitted Ms. Taxin will give Ms. Peirce the MFT examination registration packet.

#### The Board concurred.

Judge Steve Eklund, Administrative Law Judge, conducted the Rules Hearing. Judge Eklund's office may be contacted for a copy of the proceedings.

Judge Eklund stated that the Rules could become effective December 24, 2007 and the latest date would be March 14, 2008.

Mr. Peirce voiced concern regarding changing the MFT supervisor's requirements as his wife is trying to become licensed under the current Rules. He requested the Rules not be changed.

Judge Eklund stated that if the Rules pass the supervisor would be required to be a licensed MFT to meet Utah's supervision requirements.

Ms. Taxin responded that Judge Eklund is correct but stated that she would honor Ms. Peirce's application if the requested documentation is submitted by December 17, 2007 for her to register for the examination and if the supervision documents meeting Utah's licensure requirements.

Judge Ecklund recommended Mr. Peirce stay in touch with Ms. Taxin regarding any substantive

Page 9 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

#### change in the Rules.

#### 11:30 A.M.

Dr. Suzanne Dastrup, Probationary Interview

Dr. Dastrup met for her probationary interview.

Dr. Nielsen conducted the interview.

Dr. Nielsen informed Dr. Dastrup that Dr. Smith submitted his supervision report. He stated that the report is very complimentary and meets the requirements and expectations of the Board. He asked if Dr. Dastrup had anything to add.

Dr. Dastrup responded that she had nothing to add.

Dr. Nielsen asked if Dr. Dastrup is still seeing clients in her outside office.

Dr. Dastrup responded that she has not being seeing any clients in the outside office. She stated that she has been using her home office only. Dr. Dastrup stated that Dr. Smith has been to the home office and approved of how it is set up for clients.

Ms. Taxin commented that Dr. Dastrup had informed the Board that she was seeing clients at the outside office that she did not want in her home. She asked if Dr. Dastrup closed the outside office or if she does not currently have clients that she wants to see at that office.

Dr. Dastrup responded that she currently does not have any clients that she wants to see at the other office.

Dr. Nielsen clarified that Dr. Dastrup currently has supervision once a month with quarterly reports required. He asked how that has worked out for her.

Dr. Dastrup responded that meeting once a month with her supervisor and him submitting quarterly reports has been working out better for both Dr. Smith and herself.

Ms. Taxin commented that when Dr. Dastrup first

Page 10 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

met with the Board she had her own ideas of what she was doing and how she was working with her clients. Ms. Taxin asked Dr. Dastrup to explain any changes she has made in her philosophy regarding how she worked with clients then and how she works with them today and any changes she has made in her practice. Ms. Taxin suggested Dr. Dastrup give the question some thought.

Dr. Dastrup responded that she believes her boundaries are better in all aspects of her practice, she takes more notes on her clients, she refers more clients out and is more careful regarding which clients to treat.

### Ms. Taxin asked how Dr. Dastrup is doing in keeping current in her documentation.

Dr. Dastrup responded that she tries to complete her documentation by the end of each day. She stated that she has an agreement with Dr. Smith to document daily and he reviews all her new files and documentation when they meet.

## Ms. Taxin asked Dr. Dastrup if she is going to continue doing her daily documentation after her probation is completed.

Dr. Dastrup responded that she and Dr. Smith developed a system for her to follow and she plans to continue following that system as it works for her.

Ms. Feinauer asked if Dr. Dastrup believes she now has a level of control with her documentation and if her notes now give her a sense of order when she sees the client again.

Dr. Dastrup responded that Ms. Feinauer is correct. She stated that she now has order and continuity.

#### Dr. Nielsen asked if there have been other sources she has used for changes in her practice.

Dr. Dastrup responded that Dr. Smith has been the primary source for her changes in her practice. She stated that time recovering from the trauma of being

Page 11 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

on probation has also helped her.

Dr. Nielsen asked if Dr. Dastrup has been taking CE during this time.

Dr. Dastrup responded that she is current on her CE but has not taken any this last quarter.

Ms. Feinauer commented that Dr. Dastrup appears to be more relaxed today. She stated that it is good to see her be relaxed in her appointment with the Board.

Dr. Dastrup thanked Ms. Feinauer for her comment.

Dr. Harper informed Dr. Dastrup that Ms. Taxin and Ms. McCall will no longer be working with the MFT Board. He stated that a new Bureau Manager has not yet been hired but Lee Avery will be the new Board Secretary.

Ms. Taxin stated that Dr. Dastrup should still send her reports to the Division as that will not change. She stated that Dr. Dastrup should meet the new Bureau Manager when she meets March 14, 2008. Ms. Taxin stated that Ms. Avery will be the contact person after the first of February 2008. Ms. Taxin stated that it has been good to work with Dr. Dastrup and she hopes Dr. Dastrup is successful. Ms. Taxin stated that she hopes Dr. Dastrup can say that she was upset with the process at the beginning but gained something from the experience.

An appointment was made for Dr. Dastrup to meet again March 14, 2008.

#### **APPLICATIONS:**

Mark J. Mauzy, Review Education for MFT Intern Licensing

Ms. Taxin explained that Mr. Mauzy submitted an application for MFT Intern licensing but his transcripts do not document MFT education.

Following review of the transcripts, Dr. Soderquist made a motion to accept Dr. Mausy's application for licensure as a MFT Intern based on Mr. Mauzy Page 12 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

being enrolled in the BYU MFT Doctorate program and being required to complete all coursework required for the MFT Masters program to be accepted in the BYU Doctorate program and meeting requirements for MFT Intern licensing.

Dr. Nielsen seconded the motion.

The Board vote was unanimous.

Ms. Taxin recommended the Board prepare language for a new Law and take out all the old language. She suggested the Board contact the Association as the Association has been helpful and has good insight.

Dr. Harper volunteered to work on new language for the Law. He stated that he will contact Alan Springer to involve the Association.

Charles Davidson, Review Education for MFT Intern Licensing

Ms. Taxin explained that Mr. Davidson submitted an application for MFT Intern licensing. She stated that her staff reviewed the education and she reviewed the education to determine if it meets requirements for licensing and determined the education is deficient. She explained that Mr. Davidson is licensed as a Professional Counselor Extern as his education was deficient in the required Advanced Courses in Assessment of Mental Status and deficient in the area of the education based Internship.

Following a review of the education the Board recommended the application for MFT Intern licensing be denied based on the education submitted does not meet the Certified Marriage and Family Therapy Intern requirements of graduating with a minimum of a Masters degree in a Marriage and Family Therapy program accredited by COAMFTE or from an MFT program accredited by CHEA as listed in Utah Code 58-60-305 and/or R156-60b-302a. The Board determined Mr. Davidson's education is deficient in the following areas:

1. Deficient 3 quarter hours in the area of Theoretical Foundations of Marital and

Page 13 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

- Family Therapy.
- 2. Deficient 9 semester hours or 12 quarter hours in the area of Assessment and Treatment in Marriage and Family Therapy.
- 3. Deficient 3 semester hours or 4 ½ quarter hours in the area of Electives in Marriage and Family Therapy.

In addition to the above, the Board was unable to determine if the course Professional Issues, Ethics Conduct Law will meet the MFT Professional Ethics requirement without a syllabus.

The Board was unable to determine if the courses of Practicum meets the Supervised Clinical Practicum of a minimum of 500 hours of clinical practice which must include 250 hours with couples or families physically present in the therapy room and 100 hours of face-to-face supervision for a total of 600 hours without reviewing the supervisors qualifications, the type of clients seen and the type of supervision explained.

The Board recommended that Mr. Davidson take his transcripts to a COAMFTE accredited educational institution for review.

The Board also noted that Mr. Davidson failed to correctly answer question number three (3) on the Marriage and Family Therapist Qualifying Questionnaire as per Utah Code 58-1-301, as he answered "No" on question number three (3); however, a yes answer was required as his application for Certified Professional Counselor Intern was denied on September 27, 2005 based on the education being deficient the 6 semester hours or 9 quarter hours in the area of the Internship and 2 semesters hours or 3 quarter hours in the area of Advanced Courses in Assessment of Mental Status.

The Board noted that Mr. Davidson submitted a transcript from the University of Phoenix documenting completion of the required 2 semester hours in the area of Advanced Courses in Assessment of Mental Status but has not yet

Page 14 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

#### completed the required Internship.

The Board further noted that the Utah Professional Counselors Licensing Board issued Mr. Davidson a **Professional Counselor Extern license on December** 12, 2005 and that license will expire December 12, 2008. The Board noted that according to Professional Counselor guidelines, the Extern license was issued for Mr. Davidson to practice as a Professional Counselor Extern doing mental health therapy under supervision of a licensed mental health therapist while completing the Advanced Courses in Assessment of Mental Status and the Internship. The Board noted that upon completing both Professional Counselor education requirements Mr. Davidson may then apply for the Certified Professional Counselor Intern license and begin collecting the required 4,000 hours of supervised experience under supervision of a licensed mental health therapist and is required to take and pass all examinations for Professional Counselor licensing.

#### **DISCUSSION ITEMS:**

**FYI** 

Mr. Stanley informed the Board that a key Bureau Manager is leaving the Division and he will be reconstructing some of the Boards. He stated that Ms. Taxin will be moved to another group of Boards as he needs her organizational ability in that Bureau. He stated that Ms. Taxin has requested that Ms. McCall, the Board secretary, be transferred with her. Mr. Stanley stated that they will be hiring a new Bureau Manager. Mr. Stanley informed the Board that Lee Avery will be their Board secretary. He stated that Ms. Avery has been with the Division about 10 years and a Board secretary for about 5 of those years. Mr. Stanley stated that Ms. Avery is very organized.

Ms. Taxin stated that she will not be able to do both jobs but will assist the new Bureau Manager in learning about the MFT profession and the issues in the profession.

Board members thanked Ms. Taxin and Ms. McCall for all they have done for the Board.

Page 15 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

Update on Dr. David Gardner

Ms. Taxin updated the Board regarding Dr. David Gardner. She informed the Board that Dr. Gardner has not been practicing as a Marriage and Family Therapist and his supervisor, Bob Stahmann, has not complied with the supervision expectations. Ms. Taxin stated that Dr. Gardner has had health problems and a couple of heart attacks. She stated that he is on medication and his speech and writing indicate he is not able to work right now. Ms. Taxin stated that Dr. Gardner was keeping in touch with her on a regular basis but has now stopped. She stated that she informed Dr. Gardner that he needs to send monthly letters to her regarding his status. Ms. Taxin read Dr. Gardner's last e-mail letter to the Board. She stated that Dr. Gardner voiced that he may move back East with his daughter but would like to have a definitive course regarding his license by March 2008. Ms. Taxin stated that she has an option for Dr. Gardner to surrender his license in a voluntary non-disciplinary action with a clause that he could reapply in 6 months and would need to submit a psychological evaluation if and when he does reapply. She asked the Board if they would agree to give Dr. Gardner until March 2008 and if he does not have employment by that date then start proceedings for an Order to Show Cause or surrender. She stated that if Dr. Gardner does a disciplinary surrender then he could not be on medicaide, medicare or any Federal insurance panels. She stated that he has talked about working with the Peace Corp and might not be able to work with that organization or any other Federal entity.

The Board recommended Ms. Taxin offer Dr. Gardner the option of a non-disciplinary surrender. They asked if they would be notified if he accepts the offer.

Ms. Taxin responded that she would not give Dr. Gardner the offer until he meets in March 2008 and presents himself to the Board. She stated that she has notified him to submit monthly letters regarding his status as he informed her that he is currently not working.

Dr. Harper asked if there is any chance that Dr.

Page 16 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

### Gardner could be working between now and his March 2008 appointment.

Ms. Taxin responded that Dr. Gardner is required to notify her if he does work and he would need a supervisor.

# Dr. Nielsen asked if this offer would be setting precedence for others or if this offer is for Dr. Gardner only.

Ms. Taxin responded that there was another person on probation that was ill and was going to pass away. She stated that this option was given to that person. Ms. Taxin stated that she did not believe it would set a precedence.

Troy Faddis Question/Comments regarding Internet/Telephone Counseling

Ms. Taxin stated that Troy Faddis called her regarding his preparing for a lecture. She stated that he informed her that there are many individuals who are doing internet and telephone counseling. Ms. Taxin stated that questions have come up when she has been lecturing and she tells them they cannot cross State lines unless they are licensed for that State and to check with the State regarding guidelines and requirements. Ms. Taxin stated that there a many children in programs here in Utah and the program needs to have contact with their parents out of State. She stated that Mr. Faddis has concerns that should probably be addressed at some time. Ms. Taxin stated that internet and telephonic counseling should be included in the scope of practice in the Law and then defined by the Rules. She stated that MFT is not the only profession with the issue. Ms. Taxin stated that the Psychology profession has taken the stand that they will not do internet or telephonic counseling at this time.

### Ms. Feinauer asked if the Rules could be changed to address the issue.

Ms. Taxin responded that it is not addressed in the Law so it cannot be addressed in the Rules.

Ms. Feinauer commented that the issue will not go away due to the availability of the internet.

Page 17 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

Dr. Harper commented that there are many children in Utah in the wilderness programs who have weekly family therapy. He stated that the way that family therapy is conducted is by telephone or internet. Dr. Harper stated that Alan Springer did a dissertation on this issue and he asked Mr. Springer, Association President, to respond.

Mr. Springer responded that he was hoping the issue would go away.

Ms. Taxin stated that the Social Work Board debated whether they should do internet and/or telephonic therapy but agreed it should be addressed in the Law. She again stated that therapy cannot be conducted from Utah to another State if the therapist is not licensed in Utah and the other State.

Ms. Feinauer commented that with the number of wilderness programs in Utah it would be used a lot. She stated that she could not think of anything worse that having a lawsuit and not having the issue covered in the Law.

Dr. Harper asked if the scope of practice would require a Law change.

Ms. Taxin responded that she would recommend it be in the Law under the scope of practice with the explanation in the Rules. She stated that the Law would have to include how to protect confidentiality over open lines.

Dr. Harper commented that it affects all the mental health therapy licensees and it might be better to address with the Professional Counselors and Social Workers Associations to open the Law once. Dr. Harper suggested Mr. Springer contact the Associations for a meeting and get a consensus of how they want to proceed.

Dr. Soderquist stated that the Law should also include how that therapy is defined as she has clients who fly to Utah to see her but if they call her

Page 18 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

> is it therapy in Utah as she is in her office or therapy in their home in another State where they are calling from.

Dr. Harper commented that if there are other States that have any language regarding the issue it might be good to review their information. He stated that when he attended the MFT regulatory meeting it was discussed but there was nothing in writing yet.

Mr. Springer stated that he approached the AAMFT about a month ago to see if they had any comments. He stated that AAMFT responded that they were hoping someone else would address the issue as it would open a huge can of worms.

Ms. Taxin concluded that she wanted the record to reflect that internet and telephonic therapy is becoming an issue.

Dr. Harper stated that with no clear standards it leaves the therapist unprotected.

Ms. Taxin stated that a future discussion needs to take place regarding life coaching. She stated that there are now many people who say they do life coaching. She stated that life coaching is not regulated at this time but the Board should have a discussion at some point.

The Board noted the following dates for the 2008 Board meeting schedule: March 14, June 13, September 12 and December 12, 2008.

2008 Board Meeting Schedule

FYI – Life Coaching

#### **CORRESPONDENCE:**

AMFTRB Correspondence

The Board reviewed the following AMFTRB correspondence:

1. The September 2007 Annual State Delegate Meeting Report. **No action taken.** 

Page 19 of 19 Minutes Marriage and Family Therapy Board December 14, 2007

**NEXT MEETING SCHEDULED FOR:** March 14, 2008

**ADJOURN:** The time is 1:05 pm and the Board meeting is

adjourned.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

March 14, 2008 (ss) James M Harper,

Date Approved Chairperson, Utah Marriage and Family Therapy

Licensing Board

January 05, 2008 (ss) Noel Taxin

Date Approved Bureau Manager, Division of Occupational &

Professional Licensing